

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

NEW PRIORITY DATE:

~~-OCT-1-8-1994-~~ APR 4 2006

Date of filing in State Engineer's Office.

Returned to applicant for correction.

Corrected application filed.

DEC 20 1994

DEC 28 1994

Map filed DEC 28 1994

The applicant James R. Buell, VMD

P.O. BOX 6525

Street and No. or P.O. Box No.

of

Incline Village

City or Town

NV 89450

State and Zip Code No.

hereby make application for permission to change the

point of diversion, place of use, and manner of use of a portion

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under

Permit No. 16593 Amended Certificate 7156

Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decree, give title of Decree and

identify right in Decree.

1. The source of water is underground Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 1.486 c.f.s. Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for irrigation purposes Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for irrigation purposes Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point within the NE1 SW1 of Section 25, T.45N. Describe as being within a 40-acre subdivision of public survey and by course and

R.33E., M.D.B. & M. or at a point from which the W1 corner of said Section 25 distance to a section corner. If on unsurveyed land, it should be stated.

bears N 86°45' W a distance of 2532.0 feet.

6. The existing permitted point of diversion is located within the NE1 SE1 of Section 7, T.45N. If point of diversion is not changed, do not answer.

R.34E., M.D.B. & M. or at a point from which the E1 corner of said Section 7

bears N 44°42'28" E a distance of 81.55 feet.

190.50 acres to be irrigated. See attachment.

7. Proposed place of use Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

See attached

8. Existing place of use Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or

manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from January 1 to December 31 of each year. Month and Day Month and Day

10. Use was permitted from May 1 to November 30 of each year. Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) drilled well, pipeline, and irrigation system

State manner in which water is to be diverted, i.e. diversion structure,

ditches, pipes and flumes, or drilled well, etc.

12. Estimated cost of works in excess of \$50,000

13. Estimated time required to construct works three (3) years

14. Estimated time required to complete the application of water to beneficial use..... five (5) years
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

Desert Mountain Surveying as agent  
by John H. Milton III, PLS, SWRS  
By s/John H. Milton III  
146 West Second Street  
Winnemucca, NV 89445

Compared pm/ jv jr/bk

Protested

APPROVAL  
OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, place of use and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 16593 Certificate 7156 is issued subject to the terms and conditions imposed in said Permit 16593, Certificate 7156 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water under Permits 60582 and 60583 shall not exceed 568.72 acre-feet seasonally.

(CONTINUED ON PAGE 2)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.6704 cubic feet per second, but not to exceed 284.36 acre-feet seasonally, and not to exceed a seasonal duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before..... August 23, 1997

Proof of completion of work shall be filed before..... September 23, 1997

Application of water to beneficial use shall be made on or before..... August 23, 2000

Proof of the application of water to beneficial use shall be filed on or before..... September 23, 2000

Map in support of proof of beneficial use shall be filed on or before..... N/A

Completion of work filed.....

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No..... Issued.....

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.  
State Engineer of Nevada, have hereunto set my hand and the seal of my  
office, this 23rd day of August  
A.D. 1995

State Engineer

CANCELLED FEB 24 2006 BECAUSE OF FAILURE  
OF APPLICANT TO COMPLY WITH CONDITIONS OF PERMIT  
Can. Rescinded 8-9-06  
STATE ENGINEER  
(O)-1108 (Rev. 6-81)

(PERMIT TERMS CONTINUED)

Permits 60582 and 60583 are limited to the irrigation of 190.5 acres within the described place of use.

Attachment  
Application 60582

Item 7.

Within the S $\frac{1}{2}$  S $\frac{1}{2}$  & the NE $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 23; the S $\frac{1}{2}$ , the S $\frac{1}{2}$  NW $\frac{1}{4}$  & the SW $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 24; all of Section 25; the N $\frac{1}{2}$  & the N $\frac{1}{2}$  S $\frac{1}{2}$  of Section 26; all within T.45N., R.33E., M.D.B. & M.; also the SW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 19; the W $\frac{1}{2}$  & the SE $\frac{1}{4}$  of Section 30; all within T.45N., R.34E., M.D.B. & M. - not to exceed 2053.10 acres.

ITEM: 8

8. Existing place of use.	34.10 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 7, T.45N., R.34E., M.D.B. & M.
	Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of
use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.	39.54 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 7, T.45N., R.34E., M.D.B. & M.
	33.90 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 7, T.45N., R.34E., M.D.B. & M.
	39.18 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 7, T.45N., R.34E., M.D.B. & M.
	21.89 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 7, T.45N., R.34E., M.D.B. & M.
	21.89 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 7, T.45N., R.34E., M.D.B. & M.
	190.50 total acres to be removed